

LIBELED: 1-11-63, W. Dist. Wash.

CHARGE: 402(a)(3)—a portion of the bran and both lots of flaked wheat contained rodent urine; and 402(a)(4)—all lots were held under insanitary conditions when shipped except the 666 90-lb. bags of flaked wheat held under insanitary conditions while in interstate commerce.

DISPOSITION: 2-6-63. Consent—the 666-bag lot of flaked wheat was claimed by Chicago, Milwaukee, St. Paul, & Pacific Railroad Co., Seattle, Wash., and the other lots were claimed by Roman Meal Co., Tacoma, Wash. The flaked wheat was segregated; 9,780 lbs. denatured. The other articles were denatured.

29844. Meat binder and unpopped popcorn. (F.D.C. No. 50659. S. Nos. 41-201/2 A.)

QUANTITY: 126 100-lb. bags of meat binder, and 16 50-lb. bags of popcorn, at Houston, Tex., in possession of Houston Terminal Warehouse & Cold Storage Co.

SHIPPED: On 12-30-63 and 6-22-64, from Chicago, Ill., and Trenton, Mo.

LIBELED: 10-8-64, S. Dist. Tex.

CHARGE: 402(a)(3)—the popcorn contained insects, insect larvae, and rodent-damaged kernels, the meat binder contained rodent gnawings; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 11-17-64. Default—destruction.

29845. Rice and unpopped popcorn. (F.D.C. No. 50570. S. Nos. 4-498/9 A, 5-457/9 A.)

QUANTITY: 164 50-lb. bags of popcorn, and 147 bales, each containing 30 3-lb. bags of enriched rice, at Charlotte, N.C., in possession of American Storage & Warehouse, Inc.

SHIPPED: Between 3-13-64 and 7-2-64, from Abbeville, La., Sioux City, Iowa, and Murray, Ky.

LIBELED: 9-9-64, W. Dist. N.C.

CHARGE: 402(a)(3)—contained insects and insect larvae; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 11-9-64. Default—ordered denatured and delivered to a charitable institution for use as animal feed.

29846. Yellow cake mix. (F.D.C. No. 49827. S. No. 78-299 X.)

QUANTITY: 2,100 cases, each containing 6 5-lb. cans, at Oakland, Calif.

SHIPPED: 10-7-63, from Portland, Oreg., by Honl Manufacturing Co.

LABEL IN PART: (Can) "Bakery Mix Prepared Type 1, Cake Mix Class 2, Yellow Cake—Premixed By Honl Manufacturing Co. Portland, Oregon."

LIBELED: 3-6-64, N. Dist. Calif.

CHARGE: 402(a)(1)—when shipped, the article contained an added poisonous or deleterious substance, salmonella micro-organisms, which may render it injurious to health.

DISPOSITION: 7-9-64. Default—destruction.

29847. Cake mix, all-purpose flour, enriched flour and enriched bleached flour. (F.D.C. No. 49935. S. Nos. 34-610/11 A, 34-613 A, 31-617 A.)

QUANTITY: 8 cases, each containing 12 1-lb. 3-oz. boxes of cake mix; 15 25-lb. bags of all-purpose flour; 36 25-lb. bags of enriched bleached flour; and 19 100-lb. bags of enriched flour, at Mayfield, Ky., in possession of Covington Bros. Co.

SHIPPED: Between 9-12-63 and 11-7-63, from Memphis, Tenn.; Chester, Ill.; and Shawnee, Okla.

LIBELED: 3-20-64, W. Dist. Ky.

CHARGE: 402(a)(3)—the cake mix contained insects and insect fragments, the all-purpose flour and the enriched flour contained rodent excreta pellets, and all the articles except the cake mix contained rodent urine; and 402(a)(4)—all the articles except the cake mix had been held under insanitary conditions.

DISPOSITION: 5-5-64. Default—destruction.

29848. Hand-Cuts and cruller mix. (F.D.C. No. 50529. S. No. 22-582 A.)

QUANTITY: 15 100-lb. bags, at Rochester, N.Y., in possession of Head-Miller, Inc.

SHIPPED: 6-12-62 and 9-5-62, from Hillsdale, Mich.

LIBELED: 9-23-64, W. Dist. N.Y.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 10-30-64. Default—destruction.

29849. Brewers rice grits. (F.D.C. No. 49818. S. No. 84-133 A.)

QUANTITY: 114,288 lbs. at St. Louis, Mo.

SHIPPED: 1-27-64, from Kaplan, La., by Kaplan Rice Mill, Inc.

LIBELED: 2-28-64, E. Dist. Mo.

CHARGE: 402(a)(3)—when shipped, contained insect fragments and rodent hairs; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 3-18-64. Consent—claimed by Kaplan Rice Mill, Inc. Segregated; 300 lbs. destroyed.

29850. Shredded wheat. (F.D.C. No. 50593. S. No. 58-517 A.)

QUANTITY: 50 cases, each containing 24 10¼-oz. 12-biscuit pkgs., at Kansas City, Kans.

SHIPPED: 8-24-64, from Peoria, Ill., by National Biscuit Co., Chicago, Ill.

LABEL IN PART: (Pkg.) "Nabisco Shredded Wheat * * * Nabisco Breakfast Table Almanac Vol. 1. * * * A Reliable Guide * * * Cholesterol and You * * * National Biscuit Company Special Products Division, New York, N.Y."

LIBELED: 9-24-64, Dist. Kans.

CHARGE: 403(a)—when shipped, the labeling of the article was false and misleading in that it contained statements which represented and suggested that the article was adequate and effective to lower blood cholesterol levels and to prevent and treat serious heart illnesses, excessive cholesterol accumulation in the arteries, strokes, diseases affecting the extremities when caused by cholesterol deposits in the foot and leg arteries, and that use of the article would contribute significant quantities of vegetable fat to the diet for the purposes of reduction of blood cholesterol.

DISPOSITION: 12-9-64. Default—delivered to charitable institutions.